

OFFICE OF THE CLERK  
**UNITED STATES DISTRICT COURT**  
DISTRICT OF DELAWARE

PETER T. DALLEO  
Clerk

LOCKBOX 18  
844 KING STREET  
WILMINGTON, DE 19801  
(302) 573-6170

July 13, 2011

Clerk of Court  
U.S. District Court  
Northern District of Texas  
Eldon B. Mahon  
United States Courthouse  
501 West 10<sup>th</sup> Street  
Room# 310  
Fort Worth, TX 76102-3673

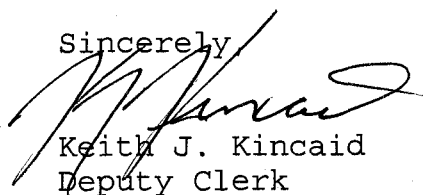
Re: United States v. Wheattina Goodman and Kenya White  
Case No. CR 4:11MJ232  
11-109M USDC/DE

Dear Clerk:

Enclosed please find the original record together with a certified copy of the docket entries in the above referenced case.

Please acknowledge receipt of the documents on the enclosed duplicate of this letter.

Sincerely,



Keith J. Kincaid  
Deputy Clerk

/kjk  
enclosure

I hereby acknowledge receipt of the record in the above  
referenced case on \_\_\_\_\_  
(date)

\_\_\_\_\_  
Signature

\_\_\_\_\_  
Title

CLOSED

**U.S. District Court  
District of Delaware (Wilmington)  
CRIMINAL DOCKET FOR CASE #: 1:11-mj-00109 All Defendants  
Internal Use Only**

Case title: USA v. Goodman et al

Date Filed: 07/12/2011

Date Terminated: 07/12/2011

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Assigned to: Unassigned

**Defendant (1)**

**Wheattina Goodman**

*TERMINATED: 07/12/2011*

represented by **Edson A. Bostic**

Federal Public Defender's Office

800 King Street, Suite 200

Wilmington, DE 19801

302-573-6010

Email: DE\_ECF@fd.org

**LEAD ATTORNEY**

**ATTORNEY TO BE NOTICED**

*Designation: Public Defender or*

*Community Defender Appointment*

**Pending Counts**

None

**Disposition**

**Highest Offense Level (Opening)**

None

**Terminated Counts**

None

**Disposition**

**Highest Offense Level (Terminated)**

None

**Complaints**

21:846 - CONSPIRACY TO  
DISTRIBUTE COCAINE IN  
VIOLATION OF 21:841(A)(1) -  
(NORTHERN DISTRICT OF  
TEXAS)

**Disposition**

Assigned to: Unassigned

**Defendant (2)**

**Kenya White**

TERMINATED: 07/12/2011

represented by **Edson A. Bostic**

(See above for address)

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Designation: Public Defender or

Community Defender Appointment

**Pending Counts**

None

**Disposition**

**Highest Offense Level (Opening)**

None

**Terminated Counts**

None

**Disposition**

**Highest Offense Level (Terminated)**

None

**Complaints**

21:846 - CONSPIRACY TO  
DISTRIBUTE COCAINE IN  
VIOLATION OF 21:841(A)(1) -  
( NORTHERN DISTRICT OF  
TEXAS )

**Disposition**

**Plaintiff**

USA

represented by **David L. Hall**

U.S. Attorney's Office

The Nemours Building

1007 Orange Street, Suite 700

P.O. Box 2046

Wilmington, DE 19899-2046

(302) 573-6277

Email: david.l.hall@usdoj.gov

LEAD ATTORNEY

ATTORNEY TO BE NOTICED

Date Filed	#	Docket Text

07/12/2011	●	Arrest (Rule 40) of Wheattina Goodman, Kenya White. (kjk) (Entered: 07/13/2011)
07/12/2011	● <u>1</u>	Copy of charging pleadings ( Criminal Complaint ) received from Northern District of Texas as to Wheattina Goodman, Kenya White. (kjk) (Entered: 07/13/2011)
07/12/2011	●	Minute Entry for proceedings held before Judge Mary Pat Thyng - Initial Appearance in Rule 5(c)(3) Proceedings as to Wheattina Goodman held on 7/12/2011; Deft. was present with counsel ( Eleni Kousoulis, Esq., from the FPD's Office was appointed ); Govt. filed a Motion For Detention Pending Removal; Deft. executed the Waiver of Rule 5 Hearing and did not contest detention pending removal. (kjk) (Entered: 07/13/2011)
07/12/2011	● <u>2</u>	ORDER APPOINTING FEDERAL PUBLIC DEFENDER as to Wheattina Goodman; Appointment of Edson A. Bostic, Esq., for Wheattina Goodman. Signed by Judge Mary Pat Thyng on 7/12/11. (kjk) (Entered: 07/13/2011)
07/12/2011	● <u>3</u>	MOTION to Detain Pending Removal by USA as to Wheattina Goodman. (kjk) (Entered: 07/13/2011)
07/12/2011	● <u>4</u>	WAIVER of Rule 5(c)(3) Hearings by Wheattina Goodman. (kjk) (Entered: 07/13/2011)
07/12/2011	● <u>5</u>	COMMITMENT TO ANOTHER DISTRICT as to Wheattina Goodman; Defendant committed to District of Northern District of Texas.. Signed by Judge Mary Pat Thyng on 7/12/11. (kjk) (Entered: 07/13/2011)
07/12/2011	●	Minute Entry for proceedings held before Judge Mary Pat Thyng - Initial Appearance in Rule 5(c)(3) Proceedings as to Kenya White held on 7/12/2011; Deft. was present with counsel ( Eleni Kousoulis, Esq., from the FPD's Office was appointed ); Govt. filed a Motion For Detention Pending Removal; Deft. executed the Waiver of Rule 5 Hearing and did not contest detention pending removal. (kjk) (Entered: 07/13/2011)
07/12/2011	● <u>6</u>	ORDER APPOINTING FEDERAL PUBLIC DEFENDER as to Kenya White; Appointment of Edson A. Bostic, Esq., for Kenya White. Signed by Judge Mary Pat Thyng on 7/12/11. (kjk) (Entered: 07/13/2011)
07/12/2011	● <u>7</u>	MOTION to Detain Pending Removal by USA as to Kenya White. (kjk) (Entered: 07/13/2011)
07/12/2011	● <u>8</u>	WAIVER of Rule 5(c)(3) Hearings by Kenya White. (kjk) (Entered: 07/13/2011)
07/12/2011	● <u>9</u>	COMMITMENT TO ANOTHER DISTRICT as to Kenya White; Defendant committed to District of Northern District of Texas.. Signed by Judge Mary Pat Thyng on 7/12/11. (kjk) (Entered: 07/13/2011)
07/12/2011	●	(Court only) ***Motions terminated as to Wheattina Goodman, Kenya White: (kjk) (Entered: 07/13/2011)
07/12/2011	●	(Court only) *** Case Terminated (kjk) (Entered: 07/13/2011)
07/13/2011	●	EXIT ORIGINAL RECORD and a certified copy of the docket entries to

Northern District of Texas. (kjk) (Entered: 07/13/2011)

**CERTIFIED:  
AS A TRUE COPY:  
ATTEST:  
PETER T. DALLEO, CLERK**

BY

  
Deputy Clerk 7/13/11

**MAGISTRATE'S MINUTE SHEET**U.S.A. v. KENYA WHITEDATE July 12, 2011CASE NO. 11-109M-2JUDGE T. HYNESAUSA DAVID HALL, ESQCLERK K. RICHARD / K. RITT

INTERPRETER: \_\_\_\_\_

DEFENSE COUNSEL ELIANT KOSBOURK, ESQTIME 3:14 pm TO 3:30 pm.

LANGUAGE: \_\_\_\_\_

TIME \_\_\_\_\_ TO \_\_\_\_\_

USPO: CRAIG CARPENTER☒ INITIAL APPEARANCE PLCSBAIL REC. DET PENDING REMOVAL☐ BAIL HEARINGBAIL SET DET PENDING REMOVAL.ARRAIGN. >> DEFT. ENTERED PLEA OF: GUILTY \_\_\_\_\_ NOT GUILTY \_\_\_\_\_  
TO >> \_\_\_\_\_☒ REQUEST APPOINT. OF COUNSEL: GRANTED DENIED  
APPOINT. OF EDSON A. BUSTIC, ESQ☐ DETENTION HEARING

BAIL SET \_\_\_\_\_

☐ PRELIMINARY HEARING

PROBABLE CAUSE FOUND - YES NO

☐ REVOCATION HEARING

SUPERVISION REVOKED - YES NO

☒ REMOVAL HEARING☒ NEXT APPEARANCE: \_\_\_\_\_ FOR \_\_\_\_\_☐ TRIAL: GUILTY NOT GUILTY PRE-SENTENCE

SENTENCE: \_\_\_\_\_

FINE

SP. ASSESS.

PROB.

RESTIT.

IMPRISONMENT

**NOTES:**

- Court FILED A MOTION FOR DETENTION PENDING REMOVAL 3:30-3:35 PM RECESS
- DEFT EXECUTED THE WAIVER OF RULE 5 HRB.
- DETAINED PENDING REMOVAL.

**MAGISTRATE'S MINUTE SHEET**

DATE

July 12, 2011U.S.A. v. WHEATTINA GOODMAN

JUDGE

THYNGECASE NO. 11-109M-1

CLERK

KINCAID / KNETTAUSA DAVID HALL, ESQ.

INTERPRETER:

DEFENSE COUNSEL ELINI KIKOULIS, ESQ.TIME 3:14pm TO 3:36pmLANGUAGE: -USPO: CEAIC CARRETER

TIME \_\_\_\_\_ TO \_\_\_\_\_

X INITIAL APPEARANCE RULES

BAIL REC.

DET PENDING REMOVAL

BAIL HEARING

BAIL SET

DET PENDING REMOVALARRAIGN. >> DEFT. ENTERED PLEA OF: GUILTY \_\_\_\_\_ NOT GUILTY \_\_\_\_\_  
TO >> \_\_\_\_\_X REQUEST APPOINT. OF COUNSEL: GRANTED DENIED  
APPOINT. OF EDSON A. BISTIC, ESQ.

DETENTION HEARING

BAIL SET \_\_\_\_\_

PRELIMINARY HEARING

PROBABLE CAUSE FOUND - YES NO

REVOCATION HEARING

SUPERVISION REVOKED - YES NO

REMOVAL HEARING

NEXT APPEARANCE: \_\_\_\_\_ FOR \_\_\_\_\_

TRIAL: GUILTY NOT GUILTY PRE-SENTENCE

SENTENCE:

FINE

SP. ASSESS.

PROB.

RESTIT.

IMPRISONMENT

**NOTES:**

- Court FILED A MOTION FOR DETENTION PENDING REMOVAL.
- 3:30-3:35pm - Recess
- DEFT EXECUTED THE WAIVER OF RIGHT TO HEARING
- DEFT D.D. NOT CONTEST DETENTION PENDING REMOVAL.

UNITED STATES DISTRICT COURT

DISTRICT OF DELAWARE

2

UNITED STATES OF AMERICA,

Plaintiff,

vs.

WHEATTINA GOODMAN

Defendant.

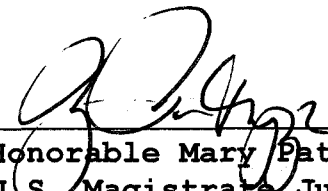
CASE NO. 11-109M-1

O R D E R

The financial inability of the defendant to retain counsel having been established by the Court, and the defendant not having waived the appointment of counsel,

It is on this 12<sup>TH</sup> day of JULY , 2011 ,

ORDERED that **Edson A. Bostic, Esq.**, from the Office of the Federal Public Defender for the District of Delaware is hereby appointed to represent said defendant in the cause until further order of the Court.

  
Honorable Mary Pat Thyng  
U.S. Magistrate Judge

cc: Federal Public Defender  
First Federal Plaza, Suite# 110  
704 King Street  
Wilmington, DE 19801  
(302) 573-6010

Defendant  
United States Attorney

FILED

JUL 12 2011

U.S. DISTRICT COURT DISTRICT OF DELAWARE



IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

3

UNITED STATES OF AMERICA

v.

WHEATTINA GOODMAN  
a/k/a "Wheat"

Defendant

Criminal Action No. 11- 109M-1  
[NDTX Case No. 4-11-MJ-232]

**MOTION FOR DETENTION HEARING**

NOW COMES the United States and moves for the detention of the defendant pending transfer to another district, pursuant to 18 U.S.C. § 3142(e) and (f), and Federal Rule of Criminal Procedure 5(c). In support of the motion, the United States alleges the following:

1. **Eligibility of Case.** This case is eligible for a detention order because case involves (**check all that apply**):

- ☐ Crime of violence (18 U.S.C. § 3156)
- ☐ Maximum sentence life imprisonment or death
- ☒ 10+ year drug offense
- ☐ Felony, with two prior convictions in above categories
- ☐ Minor victim; possession or use of firearm, destructive device or other dangerous weapon; or failure to register under 18 U.S.C. § 2250
- ☒ Serious risk defendant will flee
- ☐ Serious risk obstruction of justice

2. **Reason For Detention.** The court should detain the defendant(s) because there are no conditions of release which will reasonably assure (**check one or both**):

- ☒ Defendant's appearance as required
- ☒ Safety of any other person and the community

FILED

JUL 12 2011

U.S. DISTRICT COURT DISTRICT OF DELAWARE

3. **Rebuttable Presumption**. The presumption applies because (**check one or both**):

☒ Probable cause to believe defendant(s) committed 10+ year drug offense or  
firearms offense, 18 U.S.C. § 924(c)

☐ Previous conviction for "eligible" offense committed while on pretrial bond

4. **Time For Detention Hearing**. The United States requests the court conduct the detention  
hearing,

☐ At first appearance

☒ After continuance of 3 days (not more than 3).

5. **Temporary Detention**. The United States request the temporary detention of the defendant  
for a period of \_\_\_\_\_ days (not more than 10) so that the appropriate officials can be notified  
since (**check 1 or 2, and 3**):

1. At the time the offense was committed the defendant was:

☐ (a) on release pending trial for a felony;

☐ (b) on release pending imposition or execution of sentence, appeal  
of sentence or conviction, or completion of sentence for an offense;

☐ (c) on probation or parole for an offense.

☐ 2. The defendant is not a citizen of the U.S. or lawfully admitted for permanent  
residence.

☐ 3. The defendant may flee or pose a danger to any other person or the community.

DATED this 12th day of July, 2011.

Respectfully submitted,

CHARLES M. OBERLY, III  
United States Attorney

BY: 

Ilana H. Eisenstein  
Assistant United States Attorney

AO 466A (Rev. 01/09) Waiver of Rule 5 & 5.1 Hearings (Complaint or Indictment)

UNITED STATES DISTRICT COURT

for the  
District of Delaware

4

United States of America

v.

WHEATTINA GOODMAN

Defendant

Case No. 11-109M-1

Charging District's Case No. 11MJ232

**WAIVER OF RULE 5 & 5.1 HEARINGS**  
**(Complaint or Indictment)**

I understand that I have been charged in another district, the *(name of other court)* NORTHERN DISTRICT OF TEXAS

I have been informed of the charges and of my rights to:

- (1) retain counsel or request the assignment of counsel if I am unable to retain counsel;
- (2) an identity hearing to determine whether I am the person named in the charges;
- (3) production of the warrant, a certified copy of the warrant, or a reliable electronic copy of either;
- (4) a preliminary hearing within 10 days of my first appearance if I am in custody and 20 days otherwise — unless I am indicted — to determine whether there is probable cause to believe that an offense has been committed;
- (5) a hearing on any motion by the government for detention;
- (6) request transfer of the proceedings to this district under Fed. R. Crim. P. 20, to plead guilty.

I agree to waive my right(s) to:

FILED

- ☐ an identity hearing and production of the warrant.
- ☐ a preliminary hearing.
- ☐ a detention hearing.

JUL 12 2011

- ☒ an identity hearing, production of the warrant, and any preliminary or detention hearing to which I may be entitled in this district. I request that those hearings be held in the prosecuting district, at a time set by that court.

I consent to the issuance of an order requiring my appearance in the prosecuting district where the charges are pending against me.

Date:

7/12/11

*W. Hood*  
Defendant's signature

*Eli Kousoulis*  
Signature of defendant's attorney

ELENI KOUSOULIS, ESQ., AFD.  
Printed name of defendant's attorney

AO 94 (Rev. 01/09) Commitment to Another District

UNITED STATES DISTRICT COURT

for the  
District of Delaware

5

United States of America

v.

WHEATTINA GOODMAN

*Defendant*

Case No. 11-109M-1

Charging District's

Case No. 11-MJ-232

COMMITMENT TO ANOTHER DISTRICT

The defendant has been ordered to appear in the NORTHERN District of TEXAS.

The defendant may need an interpreter for this language: \_\_\_\_\_.

The defendant: ☐ will retain an attorney.

☒ is requesting court-appointed counsel.

The defendant remains in custody after the initial appearance.

**IT IS ORDERED:** The United States marshal must transport the defendant, together with a copy of this order, to the charging district and deliver the defendant to the United States marshal for that district, or to another officer authorized to receive the defendant. The marshal or officer in the charging district should immediately notify the United States attorney and the clerk of court for that district of the defendant's arrival so that further proceedings may be promptly scheduled. The clerk of this district must promptly transmit the papers and any bail to the charging district.

Date:

7/12/11

*Judge's signature*

HON. MARY PAT THYNCE, U.S. MAGISTRATE  
Printed name and title JUDGE

FILED

JUL 12 2011

U.S. DISTRICT COURT DISTRICT OF DELAWARE

UNITED STATES DISTRICT COURT

DISTRICT OF DELAWARE

UNITED STATES OF AMERICA,

Plaintiff,

vs.

**KENYA WHITE**

Defendant.

CASE NO. 11-109M-2

O R D E R

The financial inability of the defendant to retain counsel having been established by the Court, and the defendant not having waived the appointment of counsel,

It is on this 12<sup>TH</sup> day of JULY , 2011 ,  
ORDERED that **Edson A. Bostic, Esq.**, from the Office of the Federal Public Defender for the District of Delaware is hereby appointed to represent said defendant in the cause until further order of the Court.

  
Honorable Mary Pat Thyng  
U.S. Magistrate Judge

cc: Federal Public Defender  
First Federal Plaza, Suite# 110  
704 King Street  
Wilmington, DE 19801  
(302) 573-6010

Defendant  
United States Attorney

FILED

JUL 12 2011

U.S. DISTRICT COURT DISTRICT OF DELAWARE

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF DELAWARE

7

UNITED STATES OF AMERICA

v.

KENYA WHITE  
a/k/a "Block"

Defendant

Criminal Action No. 11-109M-2  
[NDTX Case No. 4-11-MJ-232]

**MOTION FOR DETENTION HEARING**

NOW COMES the United States and moves for the detention of the defendant pending transfer to another district, pursuant to 18 U.S.C. § 3142(e) and (f), and Federal Rule of Criminal Procedure 5(c). In support of the motion, the United States alleges the following:

1. **Eligibility of Case.** This case is eligible for a detention order because case involves (**check all that apply**):

- ☐ Crime of violence (18 U.S.C. § 3156)
- ☐ Maximum sentence life imprisonment or death
- ☒ 10+ year drug offense
- ☐ Felony, with two prior convictions in above categories
- ☐ Minor victim; possession or use of firearm, destructive device or other dangerous weapon; or failure to register under 18 U.S.C. § 2250
- ☒ Serious risk defendant will flee
- ☐ Serious risk obstruction of justice

2. **Reason For Detention.** The court should detain the defendant(s) because there are no conditions of release which will reasonably assure (**check one or both**):

- ☒ Defendant's appearance as required
- ☒ Safety of any other person and the community

FILED

JUL 12 2011

U.S. DISTRICT COURT DISTRICT OF DELAWARE

3. **Rebuttable Presumption**. The presumption applies because (**check one or both**):

  X   Probable cause to believe defendant(s) committed 10+ year drug offense or  
firearms offense, 18 U.S.C. § 924(c)

       Previous conviction for "eligible" offense committed while on pretrial bond

4. **Time For Detention Hearing**. The United States requests the court conduct the detention  
hearing,

       At first appearance

  X   After continuance of   3   days (not more than 3).

5. **Temporary Detention**. The United States request the temporary detention of the defendant  
for a period of        days (not more than 10) so that the appropriate officials can be notified  
since (**check 1 or 2, and 3**):

1. At the time the offense was committed the defendant was:

       (a) on release pending trial for a felony;

       (b) on release pending imposition or execution of sentence, appeal  
of sentence or conviction, or completion of sentence for an offense;

       (c) on probation or parole for an offense.

       2. The defendant is not a citizen of the U.S. or lawfully admitted for permanent  
residence.


       3. The defendant may flee or pose a danger to any other person or the community.

DATED this   12th   day of   July  , 2011.

Respectfully submitted,

CHARLES M. OBERLY, III  
United States Attorney

BY: 

 Ilana H. Eisenstein  
Assistant United States Attorney

AO 466A (Rev. 01/09) Waiver of Rule 5 & 5.1 Hearings (Complaint or Indictment)

UNITED STATES DISTRICT COURT

for the  
District of Delaware

United States of America

v.

KENYA WHITE

Defendant

Case No. 11-109M-2

Charging District's Case No. 11MJ232

**WAIVER OF RULE 5 & 5.1 HEARINGS**  
**(Complaint or Indictment)**

I understand that I have been charged in another district, the *(name of other court)* NORTHERN DISTRICT OF TEXAS

I have been informed of the charges and of my rights to:

- (1) retain counsel or request the assignment of counsel if I am unable to retain counsel;
- (2) an identity hearing to determine whether I am the person named in the charges;
- (3) production of the warrant, a certified copy of the warrant, or a reliable electronic copy of either;
- (4) a preliminary hearing within 10 days of my first appearance if I am in custody and 20 days otherwise — unless I am indicted — to determine whether there is probable cause to believe that an offense has been committed;
- (5) a hearing on any motion by the government for detention;
- (6) request transfer of the proceedings to this district under Fed. R. Crim. P. 20, to plead guilty.

I agree to waive my right(s) to:

- ☐ an identity hearing and production of the warrant.
- ☐ a preliminary hearing.
- ☐ a detention hearing.
- ☒ an identity hearing, production of the warrant, and any preliminary or detention hearing to which I may be entitled in this district. I request that those hearings be held in the prosecuting district, at a time set by that court.

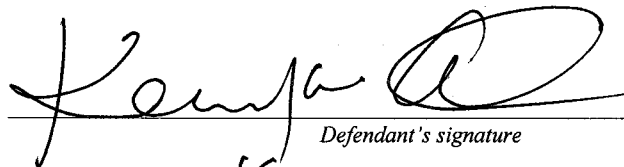
FILED

JUL 12 2011

U.S. DISTRICT COURT DISTRICT OF DELAWARE

I consent to the issuance of an order requiring my appearance in the prosecuting district where the charges are pending against me.

Date: 7/12/11

  
Defendant's signature

  
Signature of defendant's attorney

ELEONORA KOUSALIS, ESO. AFED.  
Printed name of defendant's attorney



AO 94 (Rev. 01/09) Commitment to Another District

UNITED STATES DISTRICT COURT

for the  
District of Delaware

9

United States of America  
v.

KENYA WHITE  
*Defendant*

Case No. 11-109M-2

Charging District's  
Case No. 11-MJ-232

COMMITMENT TO ANOTHER DISTRICT

The defendant has been ordered to appear in the NORTHERN District of TEXAS.

The defendant may need an interpreter for this language: \_\_\_\_\_.

The defendant: ☐ will retain an attorney.  
☒ is requesting court-appointed counsel.

The defendant remains in custody after the initial appearance.

**IT IS ORDERED:** The United States marshal must transport the defendant, together with a copy of this order, to the charging district and deliver the defendant to the United States marshal for that district, or to another officer authorized to receive the defendant. The marshal or officer in the charging district should immediately notify the United States attorney and the clerk of court for that district of the defendant's arrival so that further proceedings may be promptly scheduled. The clerk of this district must promptly transmit the papers and any bail to the charging district.

Date: 7/12/11

  
Judge's signature

Hon. Mary Pat Hynde, J.S. MAGISTRATE  
Printed name and title

JUDGE

FILED

JUL 12 2011

U.S. DISTRICT COURT DISTRICT OF DELAWARE